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FISCAL IMPACT STATEMENT

LS 7410

BILL NUMBER: HB 1650

NOTE PREPARED: Apr 7, 2009

BILL AMENDED: Feb 19, 2009

SUBJECT: Motor Vehicle Matters.

FIRST AUTHOR: Rep. Austin

FIRST SPONSOR: Sen. Wyss

BILL STATUS: CR Adopted - 2nd House

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: (Amended) This bill requires the Department of Administration to enter into quantity purchase agreements with vendors for the purchase of road salt. It provides that these quantity purchase agreements must require the vendors to offer the road salt to political subdivisions. The bill provides that political subdivisions: (1) may participate in the solicitation of purchase of road salt by submitting the estimated volume of salt use to the Department; and (2) shall be committed to purchasing the minimum fill percentage submitted for solicitation.

The bill provides that certain substances approved by the federal Environmental Protection Agency are acceptable alternatives for use as refrigerants in motor vehicle air conditioning systems.

The bill updates an obsolete reference to a federal statute in the Indiana statute governing recovery of civil penalties by the Attorney General for violation of state or federal laws concerning tampering with or resetting odometers. It establishes certain defenses for vehicle weight limit violations. It deletes certain references in vehicle law regarding criminal liability for purposes of weight limitations to bring those references into conformance with vehicle law and current case law.

It reduces the length of time that a vehicle must sit under certain circumstances before being considered abandoned. It provides that agents of certain persons are not liable for loss or damage to a vehicle or parts occurring during the removal or storage of certain vehicles or parts. It provides that a vehicle covered by a tarpaulin or other plastic, vinyl, rubber, cloth, or textile covering is considered to be visible for purposes of determining whether a vehicle is considered abandoned. The bill also specifies the responsibilities of a driver involved in a nonfatal accident.

Effective Date: July 1, 2009.

Explanation of State Expenditures: *Indiana Department of Administration (IDOA)* - The bill requires the IDOA to award quantity purchase agreements to vendors for the purchase of road salt, and to offer the road salt to political subdivisions. The IDOA currently has quantity purchase agreements for road salt, and indicates that they will continue to enter into these agreements. The current quantity purchase agreements do not offer the road salt to political subdivisions, so the new quantity purchase agreements would need to reflect the change provided by this bill. The IDOA's current level of resources should be sufficient to implement this change.

Background Information - IC 5-22-17-9 provides that contracts entered into by state agencies may require contractors to offer to political subdivisions services or supplies under conditions specified in the contract. Under current statute, road salt could be offered to political subdivisions in quantity purchase agreement contracts.

Explanation of State Revenues:

Explanation of Local Expenditures: (Revised) This bill requires that the quantity purchase agreements for road salt be offered to political subdivisions. The bill also provides that political subdivisions may participate in the solicitation of purchase of road salt by submitting the estimated volume of salt use to IDOA, and they must be committed to purchasing the minimum fill percentage submitted for solicitation. If these purchase agreements offer salt at a lower price, local units could have reduced expenditures for these purchases.

Explanation of Local Revenues: (Revised) Reducing the length of time before a vehicle is considered abandoned could result in cities of the first, second, third class, towns, and counties receiving increased revenue from the sale of more abandoned vehicles in their respective jurisdictions. The impact is indeterminable.

State Agencies Affected: IDOA; State Police.

Local Agencies Affected: Political subdivisions; Cities of the first, second, and third class; Towns; Counties.

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